IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 24471 of 2004

Between:

V. Sudhakar, S/o Ayyappa,
H.No. 8-3-231/W/S, Plot No.2, Jubilee Hills, Hyderabad- 500 045.

..... PETITIONER

AND

1 Government of Andhra Pradesh, rep. by Chief Secretary,
Secretariat, Hyderabad, General Administration Department.
2 G. Ram Narayan Reddy.
Karimnagar District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order, or Direction, more particularly one in the nature of Writ of Mandamus, declaring the inaction on the part of 1st respondent "as a failure" in discharging constitutional obligations with regard to taking a decision on the application filed by the petitioner on 20-10-2004 seeking sanction of prosecution against the 2nd respondent as illegal and arbitrary and consequently direct the 1st respondent to accord sanction for prosecution of the 2nd respondent and to grant such other relief or reliefs as this Hon'ble Court deems fit and proper.

Counsel for the Petitioner:MR.K.RAM REDDY

Counsel for the Respondent No.1: GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent No.2: None appeared

The Court at the admission stage made the following Oral Order: (per Sri

Devinder Gupta, CJ)

On 20.10.2004, application was submitted by the petitioner to the Chief Secretary to Government, Government of Andhra Pradesh with a prayer to accord sanction to prosecute one G. Ram Narayan Reddy, the then Municipal Commissioner and presently working as Joint Collector, Karimnagar alleging that the said incumbent committed serious offences as referred to in the representation. On 30.12.2004, as the writ petitioner's representation has not so far been dealt with, petitioner has moved this Court by way of the present writ petition.

While issuing Notice, we adjourned the matter and directed the Respondent No.1 to appraise the Court as to whether petitioner's application dated 20.10.2004 has or has not been disposed of in accordance with law and in case it has not been disposed of in accordance with law, appropriate decision thereupon was directed to be taken within a period of four weeks.

Now the learned counsel for the Respondent No.1 again seeks further time.

Instead of granting time in this case, we will dispose of the writ petition with direction to the Respondent No.1 to take up petitioner's application dated 20.10.2004 for consideration and pass appropriate orders thereupon in accordance with law within a period of four weeks from the date of receipt of Writ Order from the Court and to communicate the same to the petitioner within two weeks thereafter.

The writ petition is accordingly disposed of. No costs.

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DEVINDER GUPTA, CJ

Date: 27th January, 2005

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M. NARAYANA REDDY,J

Pnb

To

1. The Chief Secretary to Government, General Administration

Department, Government of Andhra Pradesh, Secretariat, Hyderabad.

2. Two C.Cs. to the Government Pleader for G.A.D., High Court Buildings,

Hyderabad. (OUT)

3. Two C.D. copies